

## **Electronically Recorded**

## Official Public Records

## Tarrant County Texas

1/13/2010 2:49 PM

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NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

## **AMENDMENT AND RATIFICATION OF OIL AND GAS LEASE**

STATE OF TEXAS §  
COUNTY OF TARRANT §

KNOW ALL MEN BY THESE PRESENTS:

Reference is here made to the following Oil and Gas Lease ("said Lease") covering lands in Tarrant County, Texas, to wit:

Oil and Gas Lease dated April 21, 2008, between **Jose & Gloria Hernandez**, Lessor and **Fort Worth Energy Co., LLC**, as Lessee, recorded as instrument D208148101 in the Official Public Records of Tarrant County, Texas.

**WHEREAS, XTO Energy Inc.**, ("Lessee"), a Delaware corporation, whose address is 810 Houston Street, Fort Worth, Texas 76102, is the successor in interest to **Fort Worth Energy Co., LLC**, as such transfer of ownership is reflected of record in Tarrant County, Texas.

**NOW THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned parties, Lessor and Lessee, do hereby amend Paragraph 10 of said Lease as follows, to wit:

Notwithstanding anything to the contrary in this lease, Lessee shall not enter upon the surface of, cross over, place any structure or building upon or conduct any operations (including but not limited to drilling, roads, drilling pads, pipelines, production equipment, flowlines, and geophysical/seismic operations) on the leased premises. Lessee shall only develop the leased premises by pooling, as provided herein, or by directional or horizontal drilling commenced from a surface location on other lands.

The undersigned Lessor hereby ratifies and confirms said Lease, and agrees and declares that said Lease, and all of its terms and provisions, as amended hereby, is binding on him, his heirs, successors and assigns, and is a valid and subsisting oil and gas lease; and Lessor does hereby lease, demise and let the lands described in said Lease as recorded to Lessee, its successors and assigns, in accordance with all of the terms of said Lease, as amended hereby and is effective as of April 21, 2008, date of the Lease.

DATED the 7 day of January, 2010.

**LESSOR:**

**LESSEE:**

JOSE HERNANDEZ  
Jose Hernandez

**XTO ENERGY INC.**  
a Delaware corporation

Gloria Hernandez  
Address: 2142 S. Jennings Ave.  
Fort Worth, Texas 76110

Edwin S. Ryan, Jr.,  
Senior Vice President-Land Administration

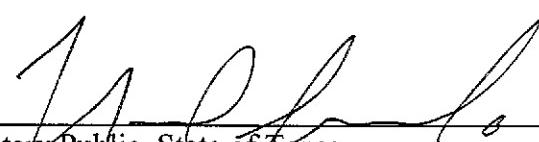
### ACKNOWLEDGMENT

STATE OF TEXAS            §  
COUNTY OF TARRANT       §

This instrument was acknowledged before me on the 7 day of January, 2010 by Jose Hernandez and Gloria Hernandez.

(Seal)

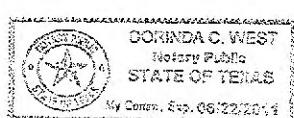


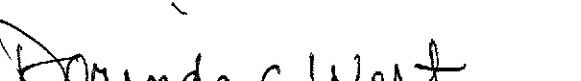
  
\_\_\_\_\_  
Notary Public, State of Texas

### CORPORATE ACKNOWLEDGMENT

STATE OF TEXAS  
COUNTY OF TARRANT

This instrument was acknowledged before me on the 11 day of January, 2010 by Edwin S. Ryan, Jr., Senior Vice President-Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.



  
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Dorinda C. West  
Notary Public, State of Texas